

BOARD OF SUPERVISORS  
COUNTY OF YORK  
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the \_\_\_\_ day of \_\_\_\_\_, 2005:

---

Present

Vote

James S. Burgett, Chairman  
Walter C. Zaremba, Vice Chairman  
Sheila S. Noll  
Kenneth L. Bowman  
Thomas G. Shepperd, Jr.

---

On motion of \_\_\_\_\_, which carried \_\_\_\_, the following resolution was adopted:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT AUTHORIZING A PRIVATE KENNEL AT 106 RICH ROAD

WHEREAS, Tracey A. Smith has submitted Application No. UP-679-05 requesting a two-element Special Use Permit, pursuant to Sections 24.1-306 (Category 2, Number 6) and 24.1-283 of the York County Zoning Ordinance, to authorize a private kennel and as a home occupation a pet-grooming salon within a single-family detached dwelling on a 0.86-acre parcel of land located at 106 Rich Road (Route 680) and further identified as Assessor's Parcel Nos. 36A-1-24. (GPIN S03B-2848-4863) & 36A-1-23A (GPIN S03B-2788-4847); and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of the home occupation for a pet-grooming salon and denial of the private kennel; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has carefully considered the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the \_\_\_\_ day of \_\_\_\_\_, 2005, that Application No. UP-679-05 be, and

it is hereby, approved to authorize a private kennel within a single-family detached dwelling on a 0.86-acre parcel of land located at 106 Rich Road (Route 680) and further identified as Assessor's Parcel Nos. 36A-1-24. (GPIN S03B-2848-4863) & 36A-1-23A (GPIN S03B-2788-4847) subject to the following conditions:

1. This use permit shall authorize the establishment of a private kennel within a single-family detached dwelling on a 0.86-acre parcel of land located at 106 Rich Road (Route 680) and further identified as Assessor's Parcel Nos. 36A-1-24 (GPIN S03B-2848-4863) & 36A-1-23A (GPIN S03B-2788-4847).
2. The private kennel shall be limited to a maximum of twelve (12) dogs that are six (6) months or older in age. No commercial kennel operation, such as overnight boarding, training, or renting shall take place on the property.
3. The twelve (12) dogs shall be licensed according to York County requirements and confined to the property.
4. Outside activity for the dogs shall be limited to the designated run area specified on the survey plan "Plat of Property of Patrick N. Smith; Lot 24 & Part of Lot 23 Addition #1 to Rich Acres; York County, Virginia" prepared by Becouvarakis and Assoc., Planning Commission; Land Surveying; Hampton, Virginia on 6/2/05. The designated run area will be cleaned daily to remove animal waste. The designated run shall be treated to control pests a minimum of twice a year.
5. The dogs shall be restricted to outside activity Monday through Sunday only during the hours of 7:00 AM to 8:30 AM, 2:00 PM to 5:00 PM, and 6:00 PM to 8:00 PM.
6. The property owner shall admit, or cause to be admitted, to the property at any reasonable time, with or without prior notice, the Code Compliance Officer or any designee of the County Administrator of York County for the purpose of monitoring compliance with the conditions of this permit.
7. The private kennel Special Use Permit shall expire upon either of the following to occur:
  - a. Transfer of ownership of the land by any means to other than the applicants or the survivor of them
  - b. Termination of residence by the applicants or the survivor of them at 106 Rich Road, Yorktown, Virginia.
8. In accordance with Section 24.1-115(b)(7) of the York County Zoning Ordinance, a certified copy of the resolution authorizing this special use permit shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court.

